BILL NO. S-90-04-01

SPECIAL ORDINANCE NO. S-92-90

AN ORDINANCE approving the awarding of Reference #OWPP082 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and **WESCO** for the Water Pollution Control Plant.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

SECTION 1. That Reference #OWPP082 between the City of Fort Wayne, by and through its Department of Purchasing and **WESCO** for the Water Pollution Control Plant, respectfully for:

the testing and adjusting protective relays on high voltage switchgear for the Water Pollution Control Plant;

involving a total cost of Ten Thousand Two Hundred Ninety-Five and no/100 Dollars ($10,295.00), all as more particularly set forth in said Reference #OWPP082 which is on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Councilmember

APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCaulay, City Attorney

REF. NO.:	1420
DEPT.:	TRAFFIC ENGINEERING
DATE:	4/3/90
ITEM/SERV.:	TRAFFIC SIGNAL EQUIPMENT

PURCHASING INFORMATION

ADVERTISED BID:	YES
DATES ADVERTISED:	2/27 & 3/6
OPENING DATE:	3/22/90
WRITTEN QUOTE:	
DUE DATE:	
VERBAL QUOTE:	
SINGLE SOURCE:	
NO. OF VENDORS NOTIFIED:	10
NO. OF VENDORS RECEIVING BID:	6
NO. OF VENDORS RETURNING BID:	5
NO. OF VENDORS DISQUALIFIED:	0
NO. OF VENDORS NOT RESPONDING:	5
DATE SENT TO DEPT FOR RECOMM.:	3/22/90
DATE RECOMMENDATION REC'D IN PURCH:	4/3/90

COUNCIL INFORMATION	DATES SENT	EXTENSION DATES
DATE INFO SENT TO LAW DEPT.:	4/3/90	
INTRODUCTION DATE:	4/10/90	
DISCUSSION DATE:	4/17/90	
PASSAGE DATE:	4/24/90	
ORDINANCE NO.:		

AMOUNT APPROVED AND/OR SPENT
LAST YEAR: (IF APPLICABLE)

REFERENCE NO. 1420
TRAFFIC SUPPLIES
3/22/90

ADDRESS	QTY	TRAFFIC CONTROL		PATH MASTER		TRAFFIC PARTS		ELLIOTT EQUIP		CARRIER & GABLE		TRAFF C
PEDESTAL BASES	20	$69.00	$1,380.00	$67.00	$1,340.00	$74.95	$1,499.00	$78.00	$1,560.00	$71.75	$1,435.00	NO BID
PEDESTAL PIPE	20	$70.00	$1,400.00	$28.00	$560.00	$36.50	$730.00	$24.00	$480.00	$35.80	$716.00	
DETECT. HOUSING	25	$59.00	$1,475.00	N/B	$0.00	$658.98	$16,474.50	$46.00	$1,150.00	$56.00	$1,400.00	
3 SECT SIGN.	50	$278.00	$13,900.00	$208.00	$10,400.00	$261.91	$13,095.50	$230.00	$11,500.00	$212.40	$10,620.00	
3 SECT SIGN.	10	$278.00	$2,780.00	214	$2,140.00	268.16	$2,681.60	240	$2,400.00	224	$2,240.00	
PEDEST. SIGNAL	24	$294.00	$7,056.00	$199.00	$4,776.00	N/B	$0.00	N/B	$0.00	$235.60	$5,654.40	
MOUNT BRACKETS	30	$78.00	$2,340.00	$72.00	$2,160.00	$68.50	$2,055.00	$74.00	$2,220.00	$82.30	$2,469.00	
PEDEST. PUSHBUT	25	$22.00	$550.00	$16.00	$400.00	$18.00	$450.00	$24.00	$600.00	$19.20	$480.00	
DELIVERY TIME		60-90 DAYS		30-60 DAYS		30-90 DAYS		30-45 DAYS		30-90 DAYS		
			$30,881.00		$21,776.00		$36,985.60		$19,910.00		$25,014.40	

REFERENCE NO. 1420
TRAFFIC SUPPLIES
3/22/90

ADDRESS	QTY	TRAFFIC CONTROL		PATH MASTER		TRAFFIC PARTS		ELLIOTT EQUIP		CARRIER & GABLE		TRAFF (
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DELIVERY TIME		60-90 DAYS		30-60 DAYS		30-90 DAYS		30-45 DAYS		30-90 DAYS		
			$30,881.00		$21,776.00		$36,985.60		$19,910.00		$25,014.40	

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE 3-22-90 @ 11:00 AM BID REFERENCE # 1420

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR TRAFFIC SIGNAL SUPPLIES PER SPECIFICATIONS

AND REQUESTED BY TRAFFIC ENGINEERING

THIS BID REQUIRES A XXXXX 5% BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A ________ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: -0- % IF PAID WITHIN Net 30 DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME Path Master, Inc.

STREET ADDRESS 1960 Midway Drive

CITY Twinsburg, OH 44087 PHONE # 216-425-4994

BY Richard Shelton Executive Assistant
REPRESENTATIVE SIGNATURE

Prescribed by the State Board of Accounts

Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: March 21, 1990

1. Governmental Unit: City of Fort Wayne
2. County: Allen County
3. Bidder (Firm): Path Master, Inc.
   Address: Box 451 1960 Midway Drive
   City/State: Twinsburg, Ohio 44087
4. Telephone Number: 216-425-4994
5. Agent of Bidder (if applicable): ____________________

Pursuant to notices given, the undersigned offers bid(s) to City of Fort Wayne (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

[signature]
Signature of Bidder or Agent
Executive Assistant

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

NON-COLLUSION AFFIDAVIT

STATE OF ~~INDIANA~~) OHIO
) SS:
SUMMIT COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Path Master, Inc.
Bidder (Firm)
[signature]
Signature of Bidder or Agent
Executive Assistant

Subscribed and sworn to before me this 21 day of March, 1990.

My Commission Expires: Feb. 23, 1995

County of Residence: Summit

Rhonda J. Sakach
Notary Public
RHONDA J. SAKACH, Notary Public
State of Ohio
My commission expires February 23, 1995
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of ____________ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered ____________ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: ____________

Contracting Authority Members:

____________________ ____________________
____________________ ____________________
____________________ ____________________

CITY OF FORT WAYNE
TRAFFIC SIGNAL
REQUIREMENTS

THE CITY OF FORT WAYNE, INDIANA, IS REQUESTING BIDS FOR THE PURCHASE OF TRAFFIC SIGNAL SUPPLIES FOR THE TRAFFIC ENGINEERING DEPARTMENT.

ALL SIGNAL ITEMS SHALL BE OF THE SIZE AND MATERIALS STATED IN THE ITEMIZED LISTING BELOW AND SHALL COMPLY WITH SECTION 912.15 OF THE 1988 STANDARD SPECIFICATIONS OF THE INDIANA DEPARTMENT OF TRANSPORTATION.

PRICES BID MUST BE EXACT AND HELD FIRM THROUGH THE TERM OF THIS AGREEMENT. THERE SHALL BE NO ADDITIONAL CHARGES FOR DELIVERY, HANDLING OR ANY OTHER MISC FEES.

TERM OF AGREEMENT: FROM TIME OF AWARD THROUGH DECEMBER 31, 1990

FOB: FORT WAYNE

QTY	UNIT	DESCRIPTION	COST	/ TOTAL
20	EA	CAST ALUMINUM PEDESTAL BASES-SQUARE BASE WITH 12.75 INCH BOLT CIRCLE TOP THREADED FOR 4 INCH DIA. SHAFT	$ 67.00	/$ 1,340.00
20	EA	4 INCH DIA. X 2 FEET ALUMINUM PEDESTAL PIPE	$ 28.00	/$ 560.00
25	EA	CAST ALUMINUM M.K.A. TYPE DETECTOR HOUSING WITH LID AND HARDWARE	$ No bid	/$ No bid
50	EA	THREE SECTION SIGNAL INDICATION 12" RED 12" AMBER 12" GREEN, DIE CAST ALUMINUM TUNNEL VISORS W/ENTRANCE HEAD, BALANCE ADJUSTERS, 3/8 SPAN HANGER	$ 208.00	/$ 10,400.00
10	EA	SAME AS ABOVE EXCEPT 12" RED, 12" AMBER ARROW 12" GREEN ARROW	$ 214.00	/$ 2,140.00
24	EA	12" ALUMINUM DIE CAST PEDESTRIAN SIGNALS WALK/DON'T WALK WITH CUT AWAY VISORS AND ALZAK REFLECTORS. LENSES TO BE POLYCARBONATE LUNAR WHITE-WALK AND PORTLAND ORANGE DON'T WALK. EACH SHALL BE SUPPLIED WITH MOUNTING HARDWARE (I.E., POLE HUBS, PIPE ARMS, FOR TRI-STUD TYPE FOR SIDE MOUNT INSTALLATION)	$ 199.00	/$ 4,776.00
30	EA	MIDMAST MOUNTING BRACKETS 12" SIGNALS	$ 72.00	/$ 2,160.00
25	EA	PEDESTRIAN PUSHBUTTONS	$ 16.00	/$ 400.00
			TOTAL:	$ 21,776.00

DELIVERY TIME ARO: 30 - 60 days

PATH MASTER

STATEMENT OF WARRANTY

Materials incorporated into products supplied by Path Master are guaranteed against mechanical, electrical and physical defects, if properly used, for a period of one year from date of installation or 18 months from date of shipment from the factory, whichever date is sooner, and are guaranteed to be merchantable and fit for ordinary purposes for which such products are used. There are no express warranties or warranties of fitness for any particular purpose, or any implied warranties other than those expressed herein. All such warranties being expressly disclaimed, the obligation of Path Master, Inc. under this guarantee, including the guarantee of merchantability and fitness for the ordinary purpose for which the products are used, and all other warranties, is limited to the furnishing of new parts free of charge in exchange for parts which have proven defective. This does not include any other costs such as the cost of removal of defective parts, installation, labor, or consequential damages of any kind, the exclusive remedy being to require such new parts to be furnished.

This warranty statement is not intended to replace or nullify the original manufacturer's warranty.

Bid or Proposal Bond

RECEIVED MAR 19 1990

Ohio Farmers Insurance Co.

Westfield Center, Ohio

KNOW ALL MEN BY THESE PRESENTS, THAT WE; PATH MASTER, INC., P.O. Box 451, 1960 Midway Dr., Twinsburg, OH 44087

as principal, and the OHIO FARMERS INSURANCE COMPANY, an Ohio corporation, with Principal Office at Westfield Center, Ohio, as Surety, are held and firmly bound unto City of Ft. Wayne, IN, One Main St., Ft. Wayne, IN 468-2

as obligee, in the penal sum of Five percent of total amount bid------------------------ DOLLARS, lawful money of the United States of America, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

SIGNED, sealed and dated this 16th day of March 19 90

WHEREAS the said principal is herewith submitting proposal for

TRAFFIC SIGNAL SUPPLIES

NOW, THEREFORE, THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that if the said principal shall execute a contract and give bond for the faithful performance thereof within days after being notified in writing of the award of such contract to principal, or if the principal or surety shall pay the obligee the sum, not exceeding the penalty hereof, by which the amount of the contract, covering the said proposal, properly and lawfully executed by and between the obligee and some third party, may exceed the amount bid by principal, then this obligation shall be void; otherwise it shall remain in full force and effect.

PATH MASTER, INC. (L. S.)

By Richard Sheller, Exec Ass't. (L. S.)

OHIO FARMERS INSURANCE COMPANY

By Kimberly G. Sherrod

Kimberly G. Sherrod Attorney-in-fact

5046X

General
Power
of Attorney
CERTIFIED COPY

POWER NO. **3412942 00**

Ohio Farmers Insurance Co.

Westfield Center, Ohio

Know All Men by These Presents, That OHIO FARMERS INSURANCE COMPANY, a corporation duly organized and existing under the laws of the State of Ohio, and having its principal office in Westfield Center, Medina County, Ohio, does by these presents make, constitute and appoint **GOLDIE MESSER, GREGORY J. MALLON, JAMES ZIOLO, KIMBERLY G. SHERROD, MARILYN J. DECKER, IAN J. DONALD, JERRY KERNAN, JOINTLY OR SEVERALLY**

of **COLUMBUS** and State of **OH** its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver **any and all bonds, recognizances, undertakings, or other instruments or contracts of suretyship**- .

LIMITATION: THIS POWER OF ATTORNEY CANNOT BE USED TO EXECUTE NOTE GUARANTEE, MORTGAGE DEFICIENCY, MORTGAGE GUARANTEE, OR BANK DEPOSITORY BONDS.

and to bind the Company thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises. Said appointment is made under and by authority of the following resolutions adopted by the Board of Directors of the Ohio Farmers Insurance Company:

"*Be It Resolved,* that the President, any Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

"*Section 1. Attorney-in-Fact.* Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements of indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed by the President and sealed and attested by the Corporate Secretary." (Adopted at a meeting held on the 3rd day of July, 1957.)

"*Be It Resolved,* that the power and authority to appoint Attorney(s)-in-Fact granted to certain officers by a resolution of this Board on the 3rd day of July, 1957, is hereby also granted to any Assistant Vice-President." (Adopted at a meeting held on the 13th day of July, 1976.)

This power of attorney and certificate is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Ohio Farmers Insurance Company at a meeting duly called and held on the 9th day of June, 1970:

"Be It Resolved, that the signature of any authorized officer and the seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signatures or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached."

In Witness Whereof, OHIO FARMERS INSURANCE COMPANY has caused these presents to be signed by its **Vice President,** and its corporate seal to be hereto affixed this **16th** day of **FEBRUARY** A.D., **1990** .

Corporate
Seal
Affixed

OHIO FARMERS INSURANCE CHARTERED 1848 COMPANY

OHIO FARMERS INSURANCE COMPANY

By John J. Adornetto

State of Ohio
County of Medina ss.:

John J. Adornetto *Vice President*

On this **16th** day of **FEBRUARY** A.D., **1990** , before me personally came **John J. Adornetto,** to me known, who, being by me duly sworn, did depose and say, that he resides in **Homerville, Ohio;** that he is **Vice President** of OHIO FARMERS INSURANCE COMPANY, the company described in and which executed the above instrument; that he knows the seal of said Company; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Company; and that he signed his name thereto by like order.

Notarial
Seal
Affixed

NOTARIAL SEAL STATE OF OHIO

William J. Kahelin

William J. Kahelin *Notary Public*

State of Ohio
County of Medina ss.:

My Commission Does Not Expire
Sec. 147.03 Ohio Revised Code

CERTIFICATE

I, **David S. Smith, Jr.,** Assistant Secretary of the OHIO FARMERS INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a power of Attorney, executed by said Company, which is still in full force and effect; and furthermore, the resolutions of the Board of Directors, set out in the power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Company at Westfield Center, Ohio, this 16TH day of March A.D., 1990

OHIO FARMERS INSURANCE CHARTERED 1848 COMPANY

David S. Smith, Jr.

David S. Smith, Jr., *Assistant Secretary*

BD 5410 B

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE 3-22-90 @ 11:00 AM BID REFERENCE # 1420

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR TRAFFIC SIGNAL SUPPLIES PER SPECIFICATIONS

AND REQUESTED BY TRAFFIC ENGINEERING

THIS BID REQUIRES A XXXXX 5% BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A ________ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: ________ % IF PAID WITHIN ________ DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME Elliott Equipment Corporation

STREET ADDRESS 1131 Country Club Road

CITY Indianapolis PHONE # 317-271-3065

BY Robert C Elliott
REPRESENTATIVE SIGNATURE

Prescribed by the State Board of Accounts

Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: 3-12-90

1. Governmental Unit: City of Fort Wayne
2. County: Allen
3. Bidder (Firm): Elliott Equipment Corp.
   Address: 1131 Country Club Road
   City/State: Indianapolis Indiana
4. Telephone Number: 317-271-3065
5. Agent of Bidder (if applicable): Robert Elliott

Pursuant to notices given, the undersigned offers bid(s) to Fort Wayne (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

Robert C Elliott
Signature of Bidder or Agent

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
) SS:
Marion COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Elliott Equipment Corp
Bidder (Firm)

Robert C Elliott
Signature of Bidder or Agent

Subscribed and sworn to before me this 12th day of March, 1990.

My Commission Expires: Oct 21, 1990

Barbara K. Elliott
Notary Public

County of Residence: Marion

Barbara K. Elliott
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of ______________ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered ______________ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: ______________

Contracting Authority Members:

______________ ______________
______________ ______________
______________ ______________

CITY OF FORT WAYNE
TRAFFIC SIGNAL
REQUIREMENTS

THE CITY OF FORT WAYNE, INDIANA, IS REQUESTING BIDS FOR THE PURCHASE OF TRAFFIC SIGNAL SUPPLIES FOR THE TRAFFIC ENGINEERING DEPARTMENT.

ALL SIGNAL ITEMS SHALL BE OF THE SIZE AND MATERIALS STATED IN THE ITEMIZED LISTING BELOW AND SHALL COMPLY WITH SECTION 912.15 OF THE 1988 STANDARD SPECIFICATIONS OF THE INDIANA DEPARTMENT OF TRANSPORTATION.

PRICES BID MUST BE EXACT AND HELD FIRM THROUGH THE TERM OF THIS AGREEMENT. THERE SHALL BE NO ADDITIONAL CHARGES FOR DELIVERY, HANDLING OR ANY OTHER MISC FEES.

TERM OF AGREEMENT: FROM TIME OF AWARD THROUGH DECEMBER 31, 1990

FOB: FORT WAYNE

QTY	UNIT	DESCRIPTION	COST	/ TOTAL
20	EA	CAST ALUMINUM PEDESTAL BASES-SQUARE BASE WITH 12.75 INCH BOLT CIRCLE TOP THREADED FOR 4 INCH DIA. SHAFT	$ 78.00	/ $ 1560.00
20	EA	4 INCH DIA. X 2 FEET ALUMINUM PEDESTAL PIPE	$ 24.00	/ $ 480.00
25	EA	CAST ALUMINUM M.K.A. TYPE DETECTOR HOUSING WITH LID AND HARDWARE	$ 46.00	/ $ 1150.00
50	EA	THREE SECTION SIGNAL INDICATION 12" RED 12" AMBER 12" GREEN, DIE CAST ALUMINUM TUNNEL VISORS W/ENTRANCE HEAD, BALANCE ADJUSTERS, 3/8 SPAN HANGER	$ 230.00	/ $ 11500.00
10	EA	SAME AS ABOVE EXCEPT 12" RED, 12" AMBER ARROW 12" GREEN ARROW	$ 240.00	/ $ 2400.00
24	EA	12" ALUMINUM DIE CAST PEDESTRIAN SIGNALS WALK/DON'T WALK WITH CUT AWAY VISORS AND ALZAK REFLECTORS. LENSES TO BE POLYCARBONATE LUNAR WHITE-WALK AND PORTLAND ORANGE DON'T WALK. EACH SHALL BE SUPPLIED WITH MOUNTING HARDWARE (I.E., POLE HUBS, PIPE ARMS, FOR TRI-STUD TYPE FOR SIDE MOUNT INSTALLATION)	$ NO BID	/ $ ——
30	EA	MIDMAST MOUNTING BRACKETS 12" SIGNALS	$ 74.00	/ $ 2220.00
25	EA	PEDESTRIAN PUSHBUTTONS	$ 24.00	/ $ 600.00
			TOTAL:	$ 19910.00

DELIVERY TIME ARO: 30-45 DAYS

Ætna LIFE & CASUALTY

BID BOND

THE ÆTNA CASUALTY AND SURETY COMPANY
Hartford, Connecticut 06115

Bond No.

KNOW ALL MEN BY THESE PRESENTS,

That we, Elliott Equipment Corporation, 1131 Country Club Rd., Indianapolis, IN 46234

as Principal, hereinafter called the Principal, and

THE ÆTNA CASUALTY AND SURETY COMPANY, of Hartford, Connecticut, a corporation duly organized under the laws of the State of Connecticut, as Surety, hereinafter called the Surety, are held and firmly bound unto

City of Fort Wayne

as Obligee, hereinafter called the Obligee, in the sum of 5% of amount bid Dollars

($), for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for Traffic Signal Equipment

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the Work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this 22nd day of March ,19 90 .

David Garrison
(Witness)

Elliott Equipment Corporation
(Principal) (Seal)

by: Marcus J Elliott CEO/[illegible]
(Title)

Barbara K. Elliott
(Witness)

THE ÆTNA CASUALTY AND SURETY COMPANY

By Michael C. Ehrman
(Attorney-in-Fact)
Michael C. Ehrman
James D. Sorg

AIA DOCUMENT A310
BID BOND
FEBRUARY 1970 ED.
THE AMERICAN INSTITUTE OF ARCHITECTS

(S-1869-G) 10-70

CAT. 227641
PRINTED IN U.S.A.

Ætna LIFE & CASUALTY

THE STANDARD FIRE INSURANCE COMPANY
Hartford, Connecticut 06115

POWER OF ATTORNEY AND CERTIFICATE OF AUTHORITY OF ATTORNEY(S)-IN-FACT

KNOW ALL MEN BY THESE PRESENTS, THAT THE STANDARD FIRE INSURANCE COMPANY, a corporation duly organized under the laws of the State of Connecticut, and having its principal office in the City of Hartford, County of Hartford, State of Connecticut, hath made, constituted and appointed, and does by these presents make, constitute and appoint James D. Sorg or Michael C. Ehrman - -

of Indianapolis, Indiana, its true and lawful Attorneys-in-Fact, with full power and authority hereby conferred to sign, execute and acknowledge, at any place within the United States, or, if the following line be filled in, within the area there designated , the following instrument(s):

by his sole signature and act, any and all bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any and all consents incident thereto not exceeding the sum of TWO HUNDRED AND FIFTY THOUSAND ($250,000.00) DOLLARS -

and to bind THE STANDARD FIRE INSURANCE COMPANY, thereby as fully and to the same extent as if the same were signed by the duly authorized officers of THE STANDARD FIRE INSURANCE COMPANY, and all the acts of said Attorneys-in-Fact, pursuant to the authority herein given, are hereby ratified and confirmed.

This appointment is made under and by authority of the following Standing Resolutions of said Company which Resolutions are now in full force and effect:

VOTED: That each of the following officers: Chairman, Vice Chairman, President, Any Executive Vice President, Any Senior Vice President, Any Vice President, Any Assistant Vice President, Any Secretary, Any Assistant Secretary, may from time to time appoint Resident Vice Presidents, Resident Assistant Secretaries, Attorneys-in-Fact, and Agents to act for and on behalf of the Company and may give any such appointee such authority as his certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors may at any time remove any such appointee and revoke the power and authority given him.

VOTED: That any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the Chairman, the Vice Chairman, the President, an Executive Vice President, a Senior Vice President, a Vice President, an Assistant Vice President or by a Resident Vice President, pursuant to the power prescribed in the certificate of authority of such Resident Vice President, and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary or by a Resident Assistant Secretary, pursuant to the power prescribed in the certificate of authority of such Resident Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact pursuant to the power prescribed in his or their certificate or certificates of authority.

This Power of Attorney and Certificate of Authority is signed and sealed by facsimile under and by authority of the following Standing Resolution voted by the Board of Directors of THE STANDARD FIRE INSURANCE COMPANY which Resolution is now in full force and effect:

VOTED: That the signature of each of the following officers: Chairman, Vice Chairman, President, Any Executive Vice President, Any Senior Vice President, Any Vice President, Any Assistant Vice President, Any Secretary, Any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, THE STANDARD FIRE INSURANCE COMPANY has caused this instrument to be signed by its Assistant Vice President, and its corporate seal to be hereto affixed this 14th day of October, 1988

THE STANDARD FIRE INSURANCE COMPANY

By *Joseph P. Kiernan*
Joseph P. Kiernan
Assistant Vice President

State of Connecticut }
County of Hartford } ss. Hartford

On this 14th day of October, 1988, before me personally came JOSEPH P. KIERNAN to me known, who, being by me duly sworn, did depose and say: that he is Assistant Vice President of THE STANDARD FIRE INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; and that he executed the said instrument on behalf of the corporation by authority of his office under the Standing Resolutions thereof.

George A. Perry, Jr.
My commission expires March 31, 1991
George A. Perry, Jr. Notary Public

CERTIFICATE

I, the undersigned, Secretary of THE STANDARD FIRE INSURANCE COMPANY, a stock corporation of the State of Connecticut, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney and Certificate of Authority remains in full force and has not been revoked; and furthermore, that the Standing Resolutions of the Board of Directors, as set forth in the Certificate of Authority, are now in force.

Signed and Sealed at the Home Office of the Company, in the City of Hartford, State of Connecticut. Dated this 13th day of March, 1990

By *John W. Welch*
John W. Welch, Secretary

(S-1948-C) (M) 1-73

PRINTED IN U.S.A.

Read the first time in full and on motion by Burns, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on City Utilities (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on ________, the ________, day of ________, 19____, at ____ o'clock ____ .M., E.S.T.

DATED: 4-10-90

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Burns, seconded by Talarico, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	9			
BRADBURY	✓			
BURNS	✓			
EDMONDS	✓			
GiaQUINTA	✓			
HENRY	✓			
LONG	✓			
REDD	✓			
SCHMIDT	✓			
TALARICO	✓			

DATED: 4-24-90

Nidezda Eckcaff
~~SANDRA E. KENNEDY,~~ Deputy CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(ANNEXATION)~~ ~~(APPROPRIATION)~~ ~~(GENERAL)~~ (SPECIAL) ~~(ZONING MAP)~~ ORDINANCE ~~RESOLUTION~~ NO. S-92-90 on the 24th day of April, 1990.

ATTEST ~~SEAL~~

Nidezda Eckcaff
~~SANDRA E. KENNEDY,~~ Deputy CITY CLERK

Charles B. Redd
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of April, 1990, at the hour of 11:30 o'clock A.M., E.S.T.

Nidezda Eckcaff
~~SANDRA E. KENNEDY,~~ Deputy CITY CLERK

Approved and signed by me this 26th day of April, 1990, at the hour of 6:50 o'clock P.M., E.S.T.

P. Helmke
PAUL HELMKE, MAYOR

DIGEST SHEET

TITLE OF ORDINANCE: Special

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE: An ordinance approving the award of Reference No. OWPP085 for testing and adjusting protective relays on high voltage switchgear for the WPC Plant. The costs reflect the lowest and most responsive of two (2) vendors.

S-90-04-01

EFFECT OF PASSAGE: Test operation of each protective relay and adust as needed for all 4160V and 480V protective relays.

EFFECT OF NON-PASSAGE: Failure to maintain protective relays may result in costly damage to electrical switchgear, making parts of the WPC Plant inoperative.

MONIES INVOLVED: WESCO $10,295.00

PRICE AGREEMENT:

PURCHASE ORDER: Yes

SOURCE OF FUNDING: WPC Plant 514-531-7203-4263

PRIOR APPROVAL: DATE:
(IF APPLICABLE)

BILL NO. S-90-04-01

REPORT OF THE COMMITTEE ON CITY UTILITIES

PAUL M. BURNS, CHAIRMAN
MARK E. GiaQUINTA, VICE CHAIRMAN
HENRY, LONG, TALARICO

WE, YOUR COMMITTEE ON CITY UTILITIES TO WHOM WAS

REFERRED AN (ORDINANCE) (RESOLUTION) approving the awarding of Reference #OWPP082 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and WESCO for the Water Pollution Control Plant

HAVE HAD SAID (ORDINANCE) (RESOLUTION) UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE) (RESOLUTION)

DO PASS	DO NOT PASS	ABSTAIN	NO REC
[signature]			
[signature]			
[signature]			
Samuel J. Talarico			
[signature]			
J. Bradbury			

DATED: 4-24-90.

Sandra E. Kennedy
City Clerk